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FILE #: 04354/100M502-US 1

DATE: 8/22/06

NUMBER TRANSMITTING TO: 571-273-8302

RECIPIENT: OIPE

COMPANY: Patent &amp; Trademark Office

FROM: Flynn Barrow

NO. OF PAGES TRANSMITTING  
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I hereby certify that this paper or, if this paper is a transmittal letter, every other paper or fee referred to therein, is being facsimile transferred to the Commissioner for Patents & Trademarks at the United States Patent and Trademark Office, Alexandria, VA 22313-1450, at 703-308-7751 on the date shown below.

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5/25/05 Sullivan Williams  
Date Name  
Signature

Customer No.: 07278

Docket No.: 04354/100M502US1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Jose Acosta et al.

Serial No.: 10/765,706

Filed: January 26, 2004

For: SYSTEM AND METHOD FOR EMPLOYEE SHIFT DATA-CAPTURE AND  
MANAGEMENTSECOND REQUEST FOR CORRECTED FILING RECEIPT

Commissioner of Patents and Trademarks  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

1. Attached is a copy of the official filing receipt received from the PTO in the above application for which issuance of a corrected filing receipt is respectfully requested.
2. There is an error with respect to the following data, which is:

- ☒ incorrectly entered and/or  
☐ omitted.

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Error in	Correct data
<input type="checkbox"/> Applicant's name	
<input type="checkbox"/> Applicant's address	
<input checked="" type="checkbox"/> Title	System and method for employee shift data-capture and management
<input type="checkbox"/> Filing Date	
<input type="checkbox"/> Application Number	
<input type="checkbox"/> Foreign/PCT Application Re:	
<input type="checkbox"/> Other	

## Remarks:

Enclosed please find a copy of the executed declaration.

The Commissioner is respectfully requested to issue a new and correct Filing Receipt.

Respectfully submitted,

Dated: May 24, 2005



Flynn Barrison  
Reg. No. 53,970  
Agent for Applicant(s)

DARBY & DARBY P.C.  
P.O. Box 5257  
New York, New York 10130-5257  
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APPL NO.	FILING OR 371 (c) DATE	ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOY CLMS	IND CLMS
10/765,706	01/26/2004	3629	450	04354/100M502-US1	10	19	3

CONFIRMATION NO. 9289

07278  
DARBY & DARBY P.C.  
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NEW YORK, NY 10150-5257

UPDATED FILING RECEIPT

\*OC000000013426128\*

Date Mailed: 08/03/2004

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

## Applicant(s)

Jose Acosta, Scarsdale, NY;  
Paul West, New York, NY;

## Domestic Priority data as claimed by applicant

This appln claims benefit of 60/442,196 01/24/2003

## Foreign Applications

If Required, Foreign Filing License Granted: 05/03/2004

Projected Publication Date: 11/11/2004

Non-Publication Request: No

Early Publication Request: No

\*\* SMALL ENTITY \*\*

Title

~~Database system and method for managing labor costs against indicators~~

employee shift data-capture and

Preliminary Class

management

705

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<b>Declaration for Patent Application English Language Declaration</b>		Attorney Docket No.	04354/100M502-US1	
		First Named Inventor	Jose Acosta	
<b>COMPLETE IF KNOWN:</b>				
<input type="checkbox"/> Submitted with initial filing		Application No.	10/765,706	
<input checked="" type="checkbox"/> Submitted after initial filing (surcharge required 37 CFR 1.16(e))		Filing Date	January 26, 2004	
		Art Unit	N/A	
		Examiner	Not Yet Assigned	

As a below named inventor, I hereby declare that:

My residence, mailing address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**SYSTEM AND METHOD FOR EMPLOYEE SHIFT DATA-CAPTURE AND MANAGEMENT**

the specification of which

☐ is attached hereto  
OR  
☒ was filed on 01/26/2004  
as United States Application No. or PCT International Application No. 10/765,706  
and was amended on \_\_\_\_\_ (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

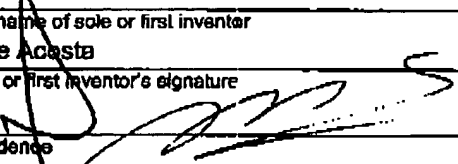
I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the National or PCT International filing date of the continuation-in-part application.

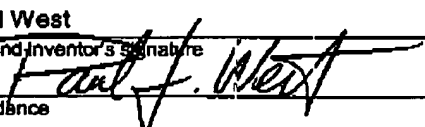
I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign applications(s) for patent, inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent, inventor's or plant breeder's right certificate(s), or any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s)			Priority Not Claimed	Certified Copy Attached	
				YES	NO
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☐ Additional prior foreign applications are listed on a supplemental data sheet attached hereto.

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Full name of sole or first inventor Jose Acosta	
Sole or first inventor's signature 	Date 6/4/04
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Full name of second inventor Paul West	
Second inventor's signature 	Date 6/4/04
Residence New York, New York	
Citizenship US	
Mailing Address  354 East 83rd Street Apt. 4B New York, New York 10028	

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